

1 SENATE BILL NO. 94

2 INTRODUCED BY S. WEBBER

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4 A BILL FOR AN ACT ENTITLED: "AN ACT ALLOWING FOR THE RECOGNITION OF INDIGENOUS
5 PEOPLES' DAY; AND AMENDING SECTIONS 1-1-216 AND 20-1-306, MCA."

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7 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

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9 **Section 1.** Section 1-1-216, MCA, is amended to read:10 **"1-1-216. Legal holidays and business days.** (1) The following are legal holidays in the state of
11 Montana:

12 (a) Each Sunday;

13 (b) New Year's Day, January 1;

14 (c) Martin Luther King Jr. Day, the third Monday in January;

15 (d) Lincoln's and Washington's Birthdays, the third Monday in February;

16 (e) Memorial Day, the last Monday in May;

17 (f) Independence Day, July 4;

18 (g) Labor Day, the first Monday in September;

19 (h) ~~Columbus Day, the second Monday in October,~~ which may be recognized as Columbus Day or20 Indigenous Peoples' Day;

21 (i) Veterans' Day, November 11;

22 (j) Thanksgiving Day, the fourth Thursday in November;

23 (k) Christmas Day, December 25;

24 (l) State general election day.

25 (2) (a) If any of the holidays in ~~subsection~~ subsections (1)(b) through (1)(l) fall on a Sunday, the
26 Monday following is a holiday.27 (b) If any of the holidays in ~~subsection~~ subsections (1)(b) through (1)(l) fall on a Saturday, the Friday
28 preceding is a holiday.

1 (c) All other days are business days."

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3 **Section 2.** Section 20-1-306, MCA, is amended to read:

4 **"20-1-306. Commemorative exercises on certain days.** (1) All districts shall conduct appropriate
5 exercises during the school day on the following commemorative days:

6 (a) Lincoln's Birthday (February 12);

7 (b) Washington's Birthday (February 22);

8 (c) Arbor Day (last Friday in April);

9 (d) Flag Day (June 14);

10 (e) Citizenship Day (September 17);

11 (f) American Indian Heritage Day (fourth Friday in September);

12 (g) ~~Columbus Day (October 12), which may be recognized as Columbus Day or Indigenous Peoples'~~

13 Day;

14 (h) Pioneer Day (November 1);

15 (i) other days designated by the legislature or governor as legal holidays.

16 (2) When these commemorative days fall on Saturday or Sunday, exercises may be conducted the
17 preceding Friday."

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19 NEW SECTION. Section 3. Notification to Montana supreme court. The secretary of state shall
20 send a copy of [this act] to the Montana supreme court. The Montana supreme court is requested to update the
21 definition of "legal holiday" in its rules of civil procedure to reflect the provisions of [section 1].

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23 NEW SECTION. Section 4. Notification to tribal governments. The secretary of state shall send a
24 copy of [this act] to each federally recognized tribal government in Montana.

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